

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Yates

Serial No.: **10/783,586**

Filed: **February 20, 2004**

For: **Method for PoC Instant Temporary Group
Chat Based on Presence and Location**

Docket No: **2002-051**

PATENT PENDING

Examiner: Amancio Gonzalez

Group Art Unit: 2617

Confirmation No.: 7723

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being electronically
submitted via EFS-Web.

April 6, 2009

Date

Kathleen Koppen

NOTICE OF APPEAL

Sir:

Applicant hereby appeals from the Examiner's final rejection of claims 42-68. Payment of **\$540.00** to cover the requisite fee for filing the Notice of Appeal is being concurrently submitted with this electronic submission. Applicant notes that the non-fee deadline to submit the Notice falls on Sunday, April 5, 2009. Therefore, filing the Notice and the Pre Appeal Brief on Monday, April 6, 2009 is timely, and no further fees or charges should be required. However, if this payment is insufficient in any way, please charge the required fee to the Coats & Bennett, P.L.L.C. Deposit Account No. 18-1167.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

Stephen A. Herrera

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Dated: April 6, 2009

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